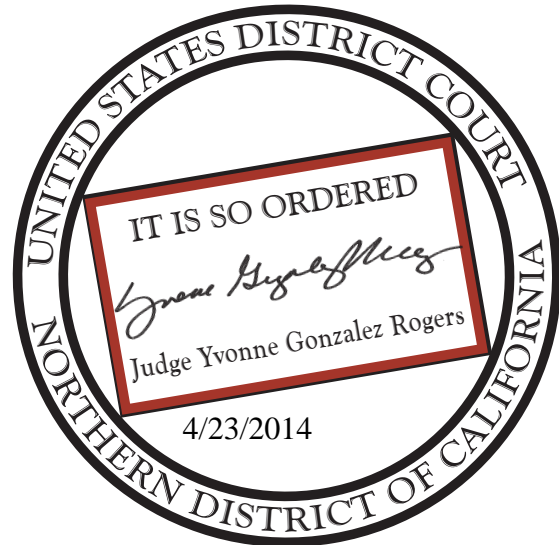


ROBERT G. DREHER
Acting Assistant Attorney General
Environment & Natural Resources Division
NORMAN L. RAVE, JR. (D.C. 431602)
Environmental Defense Section
Environment & Natural Resources Division
United States Department of Justice
P.O. Box 7611
Washington, D.C. 20044
TEL: (202) 616-7568
FAX: (202) 514-8865
e-mail: norman.rave@usdoj.gov



[Counsel for Plaintiffs listed on signature page]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

CENTER FOR BIOLOGICAL DIVERSITY,)
GREENPEACE, INC., and PORT)
TOWNSEND AIRWATCHERS,)

Plaintiffs,)

v.)

UNITED STATES ENVIRONMENTAL)
PROTECTION AGENCY, Y et al.,)

Defendants.)

Case No.: C-11-06059 YGR

**JOINT NOTICE THAT CONSENT
DECREE OBLIGATIONS HAVE BEEN
FULFILLED**

**JOINT NOTICE THAT CONSENT DECREE
OBLIGATIONS HAVE BEEN FULFILLED**

In accordance with Paragraph 15 of the Consent Decree, DE 46, Defendants United States Environmental Protection Agency, and Gina McCarthy, Administrator, in her official capacity, (collectively "EPA") and Plaintiffs Greenpeace, Inc., Port Townsend Airwatchers, and Center for Biological Diversity, hereby provide notice that EPA has fulfilled the requirements of Paragraphs 2 and 3 of the Consent and that Plaintiffs' claims for cost of litigation have been

1 resolved. Specifically, the EPA Administrator signed proposed and final rules by the dates
2 specified in Paragraph 2 of the Consent Decree and the proposed and final rules were submitted
3 to the Office of Federal Register as required by Paragraph 3. The final rule has now been
4 published in the Federal Register. 79 Fed. Reg. 18,952 (April 4, 2014). In addition, Plaintiffs'
5 claims for costs of litigation were resolved by settlement pursuant to the process described in
6 Paragraph 6 of the Consent Decree.

7 Accordingly, as provided in Paragraph 15 of the Consent Decree, the Consent Decree is
8 terminated, this case may be dismissed with prejudice, and the case may be closed.

9 Respectfully submitted,

10
11 ROBERT G. DREHER
12 Acting Assistant Attorney General
13 Environment & Natural Resources Division

14 /S Norman L. Rave, Jr.
15 NORMAN L. RAVE, JR. (D.C. 431602)
16 Environmental Defense Section
17 Environment & Natural Resources Division
18 United States Department of Justice
19 P.O. Box 7611
20 Washington, D.C. 20044
21 TEL: (202) 616-7568
22 FAX: (202) 514-8865
23 norman.rave@usdoj.gov

24 Attorneys for EPA

25 /S Helen Kang
26 HELEN KANG(State Bar No. 124730)
27 Environmental Law and Justice Clinic
28 Golden Gate University School of Law
536 Mission Street
San Francisco, CA 94105
Telephone: 415.442.6647
Facsimile: 415.896.2450
hkang@ggu.edu

Attorney for Plaintiffs GREENPEACE, INC. and
PORT TOWNSEND AIRWATCHERS

1 /S Vera P. Pardee
2 VERA P. PARDEE (State Bar No. 106146)
3 KEVIN BUNDY (State Bar No. 231686)
4 Center for Biological Diversity
5 351 California Street, Suite 600
6 San Francisco, CA 94104
7 Telephone: 415.436.9682 ext. 317
8 Facsimile: 415.436.9683
9 vpardee@biologicaldiversity.org

10 Attorneys for Plaintiff CENTER FOR
11 BIOLOGICAL DIVERSITY

12 April 16, 2014

**ATTESTATION FOR NOTICE THAT CONSENT
DECREE OBLIGATIONS HAVE BEEN FULFILLED**

Pursuant to Local Rule 5-1(i)(3), I attest that Vera Pardee and Helen Kang have
concurred in the filing of this document.

Dated: April 16, 2014

/S/ Norman L. Rave, Jr..
Norman L. Rave, Jr.
Attorney for Defendants

CERTIFICATE OF SERVICE

I, Norman L. Rave, Jr., hereby certify that on April 16, 2014, I caused the foregoing to be
served upon counsel of record through the Court's electronic service system.

/s/ Norman L. Rave, Jr.
Norman L. Rave, Jr.